

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/521,652
Filing Date: January 14, 2005
Applicant: Jonathon Reo Campian
Group Art Unit: 1700
Examiner: James D. Sells
Title: APPARATUS AND METHOD FOR HOLDING
MATERIALS FOR THE FORMING AND JOINING
THEREOF
Attorney Docket: 5772-000004/US/NP

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**REQUEST FOR ENTRY OF AMENDMENT
AND REFUND OF RCE FEE**

On March 3, 2009 a Response After Final, Request for Continued Examination (RCE), and Petition for a Three-Month Extension of Time were submitted to the U.S. Patent and Trademark Office along with authorization to charge our Deposit Account No. 08-0750 including the RCE fee in the amount of Four Hundred and Five Dollars (\$405.00).

On March 6, 2009, the Office issued a Notice of Improper Request for Continued Examination (RCE) indicating that: "Continued examination under 37 CFR 1.114 does not apply to an application unless prosecution in the application is closed." Upon further

review of this application, Applicant confirmed that the pending action was non-final, and therefore the RCE was unnecessary.

Accordingly, Applicant requests that the paper captioned "Response After Final" be entered as indicated in the March 6, 2009 Notice, and the Office credit our Deposit Account No. 08-0750 in the amount of Four Hundred and Five Dollars (\$405.00) which accompanied the RCE.

Respectfully submitted,

/David A. McClaughry/

Dated: March 13, 2009

By: _____
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